



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450  
www.uspto.gov

Paper No.

Patents  
Durect Corporation  
2 Results Way  
Cupertino CA 94402

**MAILED**

**JAN 25 2011**

**OFFICE OF PETITIONS**

In re Application of :  
Brodbeck et al. :  
Application No. 10/648,759 : ON PETITION  
Filed: August 25, 2003 :  
Atty Docket No. DURE-333 CON :

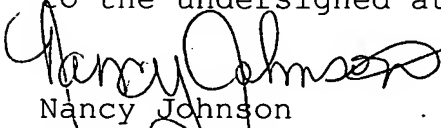
This is a decision on the RENEWED PETITION UNDER 37 C.F.R.  
§1.137(b) filed September 28, 2010.

The petition is **GRANTED**.

The above-identified application became abandoned effective March 14, 2008 for failure to file a proper reply to the final Office action mailed December 13, 2007. A courtesy Notice of Abandonment was sent on August 12, 2008. By decision mailed August 13, 2010, the petition to revive pursuant to 37 CFR 1.137(a) was dismissed for failure to meet his burden of establishing that the delay was unavoidable within the meaning of 1.137(a).

This renewed petition is based on unintentional delay. The requirements of 37 CFR 1.137(b) have been met. The petition includes the required statement of unintentional delay and payment of the petition fee. The required reply in the form of a request for continued examination (RCE and RCE fee) and amendment was previously filed on September 15, 2008.

Telephone inquiries related to this decision should be directed to the undersigned at (571) 272-3219.

  
Nancy Johnson  
Senior Petitions Attorney  
Office of Petitions